

# ASSEMBLY, No. 2740

## STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED FEBRUARY 14, 2022

**Sponsored by:**

**Assemblyman RONALD S. DANCER**

**District 12 (Burlington, Middlesex, Monmouth and Ocean)**

**SYNOPSIS**

Clarifies that deed of easement for preserved farmland allows soil disturbance for construction of any new agriculture building or roadway.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning soil disturbance on preserved farmland and  
2 supplementing P.L.1983, c.32 (C.4:1C-11 et seq.).  
3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*  
6

7 1. a. Notwithstanding any provision of P.L.1983, c.32  
8 (C.4:1C-11 et seq.) or any other law concerning preserved farmland,  
9 or any rule or regulation adopted pursuant thereto, to the contrary,  
10 the construction of any new building for agricultural purposes or the  
11 construction of any roadway necessary to service crops, bogs,  
12 agricultural buildings or reservoirs explicitly allowed for in the  
13 deed of easement for preserved farmland shall not be construed to  
14 constitute an unauthorized or unlawful soil disturbance on the  
15 preserved farmland.

16 b. For the purpose of this section, “preserved farmland” means  
17 land on which a development easement was conveyed to, or  
18 retained by, the State Agriculture Development Committee, a  
19 county agriculture development board, a county, a municipality, or  
20 a qualifying tax exempt nonprofit organization pursuant to the  
21 provisions of section 24 of P.L.1983, c.32 (C.4:1C-31), section 5 of  
22 P.L.1988, c.4 (C.4:1C-31.1), section 1 of P.L.1989, c.28 (C.4:1C-  
23 38), section 1 of P.L.1999, c.180 (C.4:1C-43.1), sections 37 through  
24 40 of P.L.1999, c.152 (C.13:8C-37 through C.13:8C-40), P.L.2016,  
25 c.12 (C.13:8C-43 et seq.), or any other State law enacted for  
26 farmland preservation purposes.  
27

28 2. This act shall take effect immediately.  
29  
30

### 31 STATEMENT 32

33 This bill provides that the construction of new buildings for  
34 agricultural purposes or the construction of any roadway necessary  
35 to service crops, bogs, agricultural buildings or reservoirs explicitly  
36 allowed for in a deed of easement for preserved farmland cannot be  
37 construed to constitute an unauthorized or unlawful soil disturbance  
38 on the preserved farmland. The provisions of this bill reflect the  
39 recommendations made in a resolution adopted by the delegates to  
40 the 102<sup>nd</sup> State Agricultural Convention, assembled in Atlantic City,  
41 New Jersey on February 8 and 9, 2017.